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Attorney for the Defendant

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE DISTRICT OF ARIZONA

10 United States of America,
11 Plaintiff,

CR23-00389-JCH-EJM

12 vs.

DEFENDANT'S TRIAL BRIEF

13 Michael Leroy Witt,
14 Defendant.

15 The Defendant, Michael Leroy Witt, by and through counsel, hereby submits this
16 Trial Brief, in accordance with the Court's Order dated January 2nd, 202 & May 7th, 2024.
17 [ECF Doc. 63 & 88]

18 I. Affirmative Defenses

19 The defense does not intent on presenting any affirmative defense.

20 II. Anticipated Evidentiary Issues

21 The defense does not anticipate any specific evidentiary issues, at this time.
22 The Government submitted two motions in limine. (Doc. 103 & 104) The first one
23 regarding the admission of material witnesses' video depositions, the defense has not
24 objection to it. The second motion in limine regarding the introduction of defendant's
25 prior convictions for impeachment purposes merits not response, the defendant does
26 not intend to testify at trial.

27 The defense intends to argue proposed instructions submitted to the Court.

1 **III. Charts/ Summaries**

2 The defense does not intend to present any charts or summaries.

3 **RESPECTFULLY SUBMITTED:** June 14, 2024

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5 JON M. SANDS
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7 *s/Ángeles Ellis*
8 ÁNGELES ELLIS
9 Assistant Federal Public Defender

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